



GAVIN NEWSOM
GOVERNOR



JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

January 11, 2019

Kelly LeBlanc, City Clerk
City of Loyalton
P.O. Box 128
Loyalton, CA 96118

PWS# 4610001
Certified Mail
7012 3460 0003 1113 0680

TRANSMITTAL OF CITATION NO. 01-02-19C-001

Ms. LeBlanc:

The State Water Resources Control Board (Board) Division of Drinking Water has issued the City of Loyalton water system a citation, which is attached.

Any person who is aggrieved by an order or decision issued by the deputy director of the Division of Drinking Water under Article 8 (commencing with Health and Safety Code Section 116625) or Article 9 (commencing with Health and Safety Code Section 116650), of the Safe Drinking Water Act (Chapter 4, Part 12, Division 104, of the Health and Safety Code) may file a petition with the State Water Board for reconsideration of the order or decision. Health and Safety Code Section 116701 contains the relevant statutory provisions for filing a petition for reconsideration.

Petitions must be received by the State Board within 30 days of the issuance of the order or decision by the Deputy Director. The date of issuance is the date when the Division of Drinking Water mails a copy of the order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day. Petitions must be received by 5:00 p.m.

Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions, please contact Michael Burgess at (530) 224-6506 or me at (530) 224-4800.

Stephen W. Watson, P.E.
Lassen District Engineer
Drinking Water Field Operations Branch

Enclosures

4610001/Enforcement
01082018 Cit Cvr Ltr/mtb

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | www.waterboards.ca.gov

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STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: City of Loyalton
P.O. Box 128
Loyalton, CA 96118

Attn: Kathy LeBlanc, City Clerk

CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,
TITLE 22, SECTIONS 64675 and 64675.5 - WATER SYSTEM NO. 4610001
C I T A T I O N N O . 01-02-19C-001

Issued on January 11, 2019

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter "California SDWA"), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the City of Loyalton

(hereinafter, City) water system, for violation of Title 22, Sections 64675 and 64675.5 of the California Code of Regulations (CCR).

STATEMENT OF FACTS

The City is classified as a community water system and serves an estimated population of 856 through 350 service connections. The water system is primarily served by two ground water sources, the Park Well and Well 03 – High School. The City provides precautionary chlorination treatment of the water produced by the wells.

According to Division records, the City has completed five rounds of monitoring for lead and copper in the distribution system with no exceedances of the lead and copper action levels of 0.015 milligrams per liter (mg/L) and 1.3 mg/L, respectively. Based on these past monitoring results and in accordance with Section 64675, Title 22 of the CCR, the City was allowed to reduce monitoring to one set of at least ten tap water samples at least once every three years during the months of June, July, August, or September. According to Division records, the City last sampled for lead and copper in the distribution system during on September 19, 2015, and failed to perform the last round of required monitoring for lead and copper in the distribution system during the summer of 2018.

DETERMINATION

The Division has determined that the City violated Title 22, Section 64675 (b) and Section 64675.5 of the CCR, in that the City failed to conduct the required monitoring for lead and copper in the distribution system.

DIRECTIVES

The City is hereby directed to take the following actions:

1. Comply with Title 22, Sections 64675 and 64675.5 of the CCR by collecting a set of ten tap water samples from the distribution system for lead and copper monitoring **by no later than September 30, 2019.**
 2. The City shall submit the results from all lead and copper monitoring in the distribution system to the Division within 30 days of receiving the results but **by no later than October 10, 2019.**
 3. Provide public notice of the violations as required by Title 22, Section 64463.7 and Section 64465 of the CCR, **by no later than June 30, 2019.** Notification shall be completed in accordance with each of the following:
 - a. Mail or direct delivery of the notice contained in Attachment 'A' to each customer of the City water system.
 - b. Provide the notice contained in Attachment 'A' either by posting in on the City's website or by publication in a local newspaper to reach persons not likely to be reached by a mailing or direct delivery.
- Changes and/or modifications to Attachment 'A' shall not be made unless approved by the Division. The City may use the 2018 Consumer Confidence Report to meet these public notification requirements.
4. Complete and return Attachment 'B' entitled "Compliance Certification" to the Division within 10 days of providing the notification. A copy of the notices used to provide public notification shall be attached to the form.



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3 All documents required by this Citation shall be submitted to the Division at the following
4 address:

5
6 Stephen W. Watson, P. E.
7 Lassen District Engineer
8 State Water Resources Control Board
9 Division of Drinking Water
10 364 Knollcrest Drive, Suite 101
11 Redding, CA 96002
12

13 As used in the Citation, the date of issuance shall be the date of this Citation; and the
14 date of service shall be the date of service of this Citation, personal or by certified mail,
15 on the City.

16 Nothing in this Citation relieves the City of its obligation to meet the requirements of
17 Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe Drinking
18 Water Act), or any regulation, permit, standard or order issued or adopted thereunder.
19

20 The Division reserves the right to make such modifications to this Citation, as it may
21 deem necessary to protect public health and safety. Such modifications may be issued
22 as amendments to this Citation and shall be effective upon issuance.
23

24 **PARTIES BOUND**

25 This Citation shall apply to and be binding upon the City, its officers, directors,
26 shareholders, agents, employees, contractors, successors, and assignees.
27

1 **SEVERABILITY**

2 The Directives of this Citation are severable, and the City shall comply with each and
3 every provision thereof, notwithstanding the effectiveness of any other provision.
4

5 **FURTHER ENFORCEMENT ACTION**

6 The California SDWA authorizes the Board to: issue a citation with assessment of
7 administrative penalties to a public water system for violation or continued violation of
8 the requirements of the California SDWA or any permit, regulation, or order issued or
9 adopted thereunder including, but not limited to, failure to correct a violation identified
10 in a citation or compliance order. The California SDWA also authorizes the Board to
11 take action to suspend or revoke a permit that has been issued to a public water system
12 if the system has violated applicable law or regulations or has failed to comply with an
13 order of the Board; and to petition the superior court to take various enforcement
14 measures against a public water system that has failed to comply with an order of the
15 Board. The Board does not waive any further enforcement action by issuance of this
16 citation.
17
18

19 1/11/2019
20
21 Date

Stephen W. Watson
22 Stephen W. Watson, P. E.
23 Lassen District Engineer
24 State Water Resources Control Board
25 Division of Drinking Water
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27
28

29 Attachments:

30 'A' Public Notification: *Important Information about Your Drinking Water*

31 'B' Compliance Certification Form



IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.

Tradúzcalo o hable con alguien que lo entienda bien.

**Monitoring Requirements Not Met for
City of Loyalton Water System**

Our water system failed to monitor as required for drinking water standards and, therefore, was in violation of the regulations. Even though this failure was not an emergency, as our customers, you have a right to know what you should do, what happened, and what we did to correct this situation.

We are required to monitor the City's drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. We failed to perform the required monitoring for lead and copper in the distribution system during 2018.

What should I do?

- There is nothing you need to do at this time.
- We are required to collect a set of at least ten samples from the distribution system at least once every three years for lead and copper monitoring and failed to do so in 2018. We have been directed by the State Water Board to resume lead and copper monitoring by no later than September 2019.
- If you have health issues concerning the consumption of this water, you may wish to consult your doctor.

What happened? What is being done?

We have completed five rounds of monitoring for lead and copper in the distribution system between 1995 and 2015, with no exceedances of the lead and copper action levels. Since initial results were below the action levels, we were allowed to reduce monitoring to one set of ten tap water samples every three years. We failed to conduct the required monitoring for lead and copper in the distribution system between June and September 2018.

We plan to collect a set of ten tap water samples for lead and copper monitoring during the summer of 2019 and every three years thereafter.

For more information, please contact Kathy LeBlanc at (530) 993-6750.

This notice is being sent to you by the City of Loyalton

State Water System ID#: 4610001 Date distributed: _____

CERTIFICATION OF COMPLETION OF PUBLIC NOTIFICATION

This form, when completed and returned to the Division of Drinking Water (364 Knollcrest Drive, Suite 101, Redding, CA 96002), serves as certification that public notification to water users was completed as required by the California Water Quality and Monitoring Regulations. Completing public notification and providing the Division of Drinking Water with certification is important. Failure to do so will result in additional hourly time charges to your water utility and may result in a formal enforcement action with monetary penalties.

Public Water System Name City of Loyalton

Public Water System No. 4610001

Public notification for the lead and copper failure to monitor was performed by the following method(s) (check and complete those that apply):

☐ The notice was published in the local newspaper on _____. A copy of the newspaper notice is attached.

☐ The notice was mailed to users on _____. A copy of the notice is attached.

☐ The notice was hand delivered to water customers on _____. A copy of the notice is attached.

☐ The attached notice was posted in the following conspicuous places:

For this method, provide the date (or dates) that the notice was posted _____.

I hereby certify that the above information is factual.

Printed Name

Signature

Date